



# PUBLIC NOTICE

Federal Communications Commission  
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Washington, D.C. 20554

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## PLEADING CYCLE ESTABLISHED FOR CONSOLIDATED COMMUNICATIONS PETITION FOR LIMITED TEMPORARY WAIVER

CC Docket No. 96-115  
WC Docket No. 04-36

**COMMENTS DUE: January 22, 2008**  
**REPLY COMMENTS DUE: January 29, 2008**

The Wireline Competition Bureau seeks comment on a petition, filed December 14, 2007 by Consolidated Communications, Inc. (Consolidated), seeking a limited temporary waiver of the requirement contained in section 64.2010(f) of the Commission's rules to notify customers immediately whenever a password or similar information has been changed.<sup>1</sup> This rule was adopted by the Commission in the *EPIC CPNI Report and Order* released on April 2, 2007.<sup>2</sup> Specifically, Consolidated requests a temporary waiver until the first billing cycle after April 1, 2008 to comply with this rule with respect to a small number of customers whose customer proprietary network information (CPNI) resides on a billing platform operated by a third party.

Interested parties may file comments on Consolidated's petition for limited temporary waiver on or before **January 22, 2008** and reply comments on or before **January 29, 2008**. All pleadings should reference **CC Docket No. 96-115** and **WC Docket No. 04-36**.

All filings must be addressed to the Commission's Secretary, Marlene H. Dortch, Office of the Secretary, Federal Communications Commission, 445 12th Street, SW, Suite TW-A325, Washington, DC 20554. Parties should also send a copy of their filings to the Competition Policy Division, Wireline Competition Bureau, Federal Communications Commission, 445 12<sup>th</sup> Street, SW, Washington, DC 20554, or by e-mail to [CPDcopies@fcc.gov](mailto:CPDcopies@fcc.gov). Parties shall also serve one copy with the Commission's copy contractor, Best Copy and Printing, Inc. (BCPI), Portals II, 445 12<sup>th</sup> Street, SW, Room CY-B402, Washington, DC 20554, (202) 488-5300, or via e-mail to [fcc@bcpiweb.com](mailto:fcc@bcpiweb.com).

Comments may be filed using the Commission's Electronic Comment Filing System (ECFS) or by filing paper copies.

<sup>1</sup> Consolidated Communications, Inc. Petition for Limited Temporary Waiver, CC Docket No. 96-115, WC Docket No. 04-36 (filed Dec. 14, 2007) (Consolidated Petition); *see* 47 C.F.R. § 64.2010(f).

<sup>2</sup> *See Implementation of the Telecommunications Act of 1996: Telecommunications Carriers' Use of Customer Proprietary Network Information and Other Customer Information; IP-Enabled Services*, CC Docket No. 96-115, WC Docket No. 04-36, Report and Order and Further Notice of Proposed Rulemaking, 22 FCC Rcd 6927 (2007) (*EPIC CPNI Report and Order*); *FCC Announces Effective Date of Amended Customer Proprietary Network Information (CPNI) Rules*, CC Docket No. 96-115, WC Docket No. 04-36, Public Notice, DA 07-4915 (rel. Dec. 6, 2007).

- Electronic Filers: Comments may be filed electronically using the Internet by accessing the ECFS: <http://www.fcc.gov/cgb/ecfs/>. Filers should follow the instructions provided on the website for submitting comments.
  - For ECFS filers, if multiple docket or rulemaking numbers appear in the caption of this proceeding, filers must transmit one electronic copy of the comments for each docket or rulemaking number referenced in the caption. In completing the transmittal screen, filers should include their full name, U.S. Postal Service mailing address, and the applicable docket or rulemaking number. Parties may also submit an electronic comment by Internet e-mail. To get filing instructions, filers should send an e-mail to [ecfs@fcc.gov](mailto:ecfs@fcc.gov) and include the following words in the body of the message: get form <your email address>. A sample form and directions will be sent in response.
- Paper Filers: Parties who choose to file by paper must file an original and four copies of each filing. If more than one docket or rulemaking number appears in the caption of this proceeding, filers must submit two additional copies for each additional docket or rulemaking number. **Parties are strongly encouraged to file comments electronically using the Commission's ECFS.**

Filings can be sent by hand or messenger delivery, by commercial overnight courier, or by first-class or overnight U.S. Postal Service mail (although we continue to experience delays in receiving U.S. Postal Service mail). All filings must be addressed to the Commission's Secretary, Marlene H. Dortch, Office of the Secretary, Federal Communications Commission.

- The Commission's contractor will receive hand-delivered or messenger-delivered paper filings for the Commission's Secretary at 236 Massachusetts Avenue, NE, Suite 110, Washington, DC 20002. The filing hours at this location are 8 a.m. to 7 p.m. All hand deliveries must be held together with rubber bands or fasteners. Any envelopes must be disposed of before entering the building.
- Commercial overnight mail (other than U.S. Postal Service Express Mail and Priority Mail) must be sent to 9300 East Hampton Drive, Capitol Heights, MD 20743.
- U.S. Postal Service first-class, Express, and Priority mail should be addressed to 445 12<sup>th</sup> Street, SW, Washington, DC 20554.

People with Disabilities: To request materials in accessible formats for people with disabilities (braille, large print, electronic files, audio format), send an e-mail to [fcc504@fcc.gov](mailto:fcc504@fcc.gov) or call the Consumer & Governmental Affairs Bureau at 202-418-0530 (voice), 202-418-0432 (tty).

Filings and comments are also available for public inspection and copying during regular business hours at the FCC Reference Information Center, Portals II, 445 12th Street, SW, Room CY-A257, Washington, DC 20554. They may also be purchased from the Commission's duplicating contractor, Best Copy and Printing, Inc., Portals II, 445 12th Street, SW, Room CY-B402, Washington, DC, 20554, telephone 202-488-5300, facsimile 202-488-5563, or via e-mail at [fcc@bcpweb.com](mailto:fcc@bcpweb.com).

This Public Notice establishes certain procedural requirements relating to consideration of Consolidated's petition for limited temporary waiver. This matter shall be treated as a "permit-but-disclose" proceeding in accordance with the Commission's *ex parte* rules.<sup>3</sup> Persons making oral *ex parte*

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<sup>3</sup> See 47 C.F.R. §§ 1.1200, 1.1206.

presentations are reminded that memoranda summarizing the presentations must contain summaries of the substance of the presentations and not merely a listing of the subjects discussed. More than a one- or two-sentence description of the views and arguments presented generally is required.<sup>4</sup> Other rules pertaining to oral and written *ex parte* presentations in permit-but-disclose proceedings are set forth in section 1.1206(b) of the Commission's rules.<sup>5</sup>

For further information regarding this proceeding, contact Melissa Kinkel, Competition Policy Division, Wireline Competition Bureau, 202-418-1580, or via e-mail at [Melissa.Kinkel@fcc.gov](mailto:Melissa.Kinkel@fcc.gov).

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<sup>4</sup> See 47 C.F.R. § 1.1206(b).

<sup>5</sup> 47 C.F.R. § 1.1206(b).